

MELINDA HAAG (CABN 132612)  
United States Attorney

BRIAN J. STRETCH (CABN 163973)  
Chief, Criminal Division

PATRICIA SPALETTA (CABN 156788)  
Special Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
San Francisco, California 94102  
Telephone: (415) 552-6031  
Facsimile: (415) 436-7234  
Patricia.Spaletta@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 10-0757 JSW
	)	
Plaintiff,	)	STIPULATION AND <del>PROPOSED</del> ORDER
	)	EXCLUDING TIME UNDER 18 U.S.C. § 3161
v.	)	
	)	
JAIME ALAGUNA-CASTANEDA,	)	
	)	
Defendant.	)	
_____	)	

The parties appeared before the Court on October 15, 2010. With the agreement of counsel for both parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from October 15, 2010 to December 9 2010, in light of the need for the defense review discovery and consider a plea offer. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation of counsel, taking into

1 account the exercise of due diligence.

2 2. Given these circumstances, the Court found that the ends of justice served by excluding  
3 the period from October 15, 2010 to December 9, 2010, outweigh the best interest of the public  
4 and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

5 3. Accordingly, and with the consent of the defendant, the Court ordered that the period from  
6 October 15, 2010 to December 9, 2010, be excluded from the Speedy Trial Act calculations  
7 under 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

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9 SO STIPULATED:

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11 MELINDA HAAG  
United States Attorney

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13 DATED: October 18, 2010

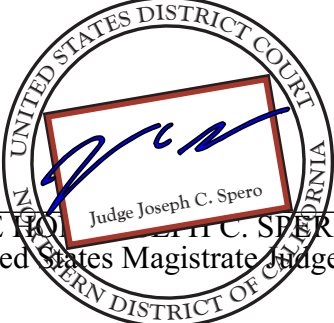
14 /s/  
PATRICIA SPALETTA  
Special Assistant United States Attorney

15  
16 DATED: October 18, 2010

17 /s/  
Shawn Halbert  
Assistant Federal Public Defender

18  
19 SO ORDERED.

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21 DATED: 10/22/10

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THE HON. JUDGE JOSEPH C. SPERO  
United States Magistrate Judge